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IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CRIMINAL REVISION PETITION NO. 375/2005

DINESH CHAND VERMA Vs. SMT. VIJETA VERMA & ANR.

DATE: 02.03.2007

HON'BLE MR. K.S. RATHORE, J.

Mr. Biri Singh for the petitioner.
Mr. Naveen Dhuan for the respondents.

The instant criminal revision petition under Section 397 r/w Section 401 Cr.P.C. is directed against the judgment dated 02.04.2005 passed by the Family Court No.1, Jaipur in Criminal Case No. 367/2002, whereby the application of the respondents moved under Section 125 Cr.P.C. has been allowed and maintenance of Rs. 1,000/- per month in favour of the respondent No.1 Smt. Vijeta Verma, the wife of the petitioner and Rs. 400/- per month in favour of the respondent No.2 Sagar Verma, the son of the petitioner has been granted w.e.f. 19.10.2002.

Learned counsel for the petitioner prayed that the maintenance awarded by the Family Court should be awarded from date of passing of the judgment i.e. 02.04.2005, whereas the same has been awarded w.e.f.

(2)

19.10.2002.

Having considered the submissions made by the learned counsel for the petitioner and looking to the facts and circumstances of the case, in the interest of justice, I deem it proper to modify the impugned judgment dated 02.04.2005 passed by the Family Court No.1, Jaipur to the extent that the order of maintenance will be effective from the date of passing of the judgment i.e. 02.04.2005 and not from 19.10.2002.

Accordingly, the impugned judgment dated 02.04.2005 passed by the Family Court No.1, Jaipur is modified as indicated herein above and the revision petition stands disposed of.

(K.S. RATHORE), J.

/DSR/